

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

In re Bair Hugger Forced Air Warming
Products Liability Litigation

MDL No. 15-2666 (JNE/FLN)

This Document Relates To:
All Actions

**DEFENDANTS' MOTION TO
TAKE DISCOVERY
CONCERNING NEW AUGUSTINE
ARTICLE RELIED UPON BY
PLAINTIFFS AND THEIR
EXPERTS**

Pursuant to Rule 26 of the Federal Rules of Civil Procedure, Defendants respectfully move the Court for an order (1) granting leave to take written and deposition discovery from the hospitals discussed in Augustine's July 2017 publication, including updating its discovery to Ridgeview Medical Center; (2) allowing 3M a total of nine additional hours (in lieu of the four previously granted) to complete Augustine's deposition; and (3) allowing 3M to seek additional documents from Augustine and his various entities concerning the publication.

Defendants rely on the accompanying memorandum of law in support of their motion, as well as the Declaration of Monica L. Davies and the exhibits thereto, and all prior proceedings and pleadings heretofore had herein.

Dated: July 24, 2017

Respectfully submitted,

s/ Monica L. Davies

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